

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

NATIONAL ASSOCIATION OF HOME BUILDERS, *et al.*,)
Appellants,)
v.)
U. S. ENVIRONMENTAL PROTECTION AGENCY, *et al.*,)
Appellees.)

No. 13-5290

**APPELLANTS' STATEMENT OF INTENT
REGARDING APPENDIX DEFERRAL**

Appellants do not intend to file a deferred appendix in this matter. Appellants will file an appendix in conjunction with their opening brief.

DATED: November 4, 2013

Respectfully submitted,

/s/ Aaron T. Martin

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CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of November, 2013, I electronically filed the foregoing document, **APPELLANTS' STATEMENT OF ISSUES**, through the Court's CM/ECF system. Electronic filing operates to effect service of the document on counsel who have obtained passwords.

/s/ Aaron T. Martin

Aaron T. Martin

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